

**Affidavit of Process Server**

Anthony Gottlieb, et al. vs DDB Chicago, Inc., et al. 07cv6843

PLAINTIFF/PETITIONER

DEFENDANT/RESPONDENT

CASE #

Being duly sworn, on my oath, I D.M. Hester, Sr.

declare that I am a citizen of the United States, over the age of eighteen and not a party to this action.

**Service:** I served Capital One Financial Corp.with the (documents)  Subpoena with \$NAME OF PERSON/ENTITY BEING SERVED  
witness fee and mileageX Summons and Complaintby serving (NAME) Meda Sterrett at R/A Corporation Svc. Co.at  Home Business11 South 12<sup>th</sup> St, Richmond VA on (DATE) 12-12-07

at (TIME)

1:05 Pm

Thereafter copies of the documents were mailed by prepaid, first class mail on (DATE)

from (CITY) \_\_\_\_\_ (STATE) \_\_\_\_\_

**Manner of Service:** By Personal Service. By leaving, during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof,

namely \_\_\_\_\_

 By leaving a copy at the defendant's usual place of abode, with some person of the family or a person residing there, of the age of 13 years or upwards, and informing that person of the general nature of the papers,

namely \_\_\_\_\_

 By posting copies in a conspicuous manner to the address of the person/entity being served.**Non-Service:** After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

<input type="checkbox"/> Unknown at Address	<input type="checkbox"/> Evading	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Address Does Not Exist	<input type="checkbox"/> Service Cancelled by Litigant	
<input type="checkbox"/> Moved, Left no Forwarding	<input type="checkbox"/> Unable to Serve in a Timely Fashion	

**Service Attempts:** Service was attempted on: ( ) DATE TIME ( ) DATE TIME

( ) DATE TIME ( ) DATE TIME ( ) DATE TIME

**Description:**  Male  White Skin  Black Hair  White Hair  14-20 Yrs.  Under 5' Female Black Skin Brown Hair Balding 21-35 Yrs. 5'0"-5'3" Under 100 Lbs. Yellow Skin Blond Hair Gray Hair 36-50 Yrs. 5'4"-5'8" 100-130 Lbs. Brown Skin Red Hair Mustache 51-65 Yrs. 5'9"-6'0" 131-160 Lbs. Glasses Red Skin Beard Over 65 Yrs. Over 6' 161-200 Lbs. Over 200 Lbs.

OTHER IDENTIFYING FEATURES: \_\_\_\_\_

State of Illinois

County of Cook

Subscribed and sworn to before me,  
a notary public, this 13th day of Dec., 2007SERVED BY  
LASALLE PROCESS SERVERSDonna F. Hester  
NOTARY PUBLICDonna F. Hester, Notary Public  
Commonwealth of Virginia  
Registration ID #237445

CHARTER MEMBER NATIONAL ASSOCIATION OF PROFESSIONAL PROCESS SERVERS.

144670-1

**CERTIFICATE  
OF  
CORPORATION SERVICE COMPANY**

**THIS CERTIFICATE MADE** pursuant to Subsection 2(b) of Section 13.1-634, Subsection 2(b) of Section 13.1-763, Subsection 2(b) of Section 13.1-1015 and Section 50-73.4 of the Virginia Code.

**CORPORATION SERVICE COMPANY**, a corporation authorized to do business in the Commonwealth of Virginia, do hereby certify that:

2. (a) It maintains a business office in the Commonwealth of Virginia at 11 South 12<sup>th</sup> Street, P.O. Box 1463, Richmond, Virginia, 23219.
- (b) Service of process may be made at such business office in the City of Richmond upon corporations, limited liability companies, partnerships, trusts and other entities, associations and persons which have designated it as agent for service of process.
- (c) The names of the individuals authorized to receive process served upon Corporation Service Company as the agent for service of process of any corporations, limited liability companies, partnerships, trust and other entities, associations and persons which have designated it as such agent are:

Beverley L. Crump  
Heather Daniels  
Linda B. Liles

Rene Nordquist  
Nicole T. McCallum  
Kate Nordquist

Meda Sterrett  
Janet Torrance  
Amy Tarker

**WHEREFORE**, Corporation Service Company has caused its corporate name to be hereunto subscribed this 5<sup>th</sup> day of March 2007.

**CORPORATION SERVICE COMPANY**

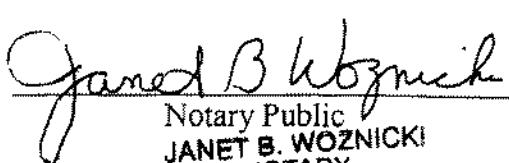
BY: 

George A. Massih III, Vice President

STATE OF DELAWARE  
COUNTY OF NEW CASTLE

The foregoing instrument was acknowledged before me this 5<sup>th</sup> day of March 2007, by George A. Massih III.

My Commission Expires: 8-5-2008

  
Notary Public  
JANET B. WOZNICKI  
NOTARY  
TERM 4 YEARS  
EXPIRES 2008  
STATE OF DELAWARE

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF ILLINOIS**

**SUMMONS IN A CIVIL CASE**

Anthony Gottlieb, Trustee of the Nita Strickland  
 Bush Estate Trust and Administrator of Burning  
 Bush Music,

CASE NUMBER:

**07 C 6843**

V.

ASSIGNED JUDGE:

DDB Chicago, Inc. and Capital One Financial  
 Corporation,

DESIGNATED  
 MAGISTRATE JUDGE:

JUDGE GOTTSCHALL  
 MAGISTRATE JUDGE BROWN

TO: (Name and address of Defendant)

Capital One Financial Corporation.  
 C/O Registered Agent  
 Corporation Service Company  
 11 S. 12th Street  
 PO Box 1463  
 Richmond, VA 23218-0000

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

William L. Niro  
 Niro, Scavone, Haller & Niro  
 181 W. Madison Street - #4600  
 Chicago, IL 60602

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**Michael W. Dobbins, Clerk**

  
 \_\_\_\_\_  
 (By) DEPUTY CLERK

**December 5, 2007**

Date



**AO 440 (Rev. 05/00) Summons in a Civil Action**

## **RETURN OF SERVICE**

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE
NAME OF SERVER (PRINT)	TITLE

*Check one box below to indicate appropriate method of service*

Served personally upon the defendant. Place where served: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Returned unexecuted: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Other (specify): \_\_\_\_\_

**STATEMENT OF SERVICE FEES**

TRAVEL	SERVICES	TOTAL
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**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on \_\_\_\_\_ Date \_\_\_\_\_ Signature of Server \_\_\_\_\_

*Address of Server*

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.